



DEPARTMENT OF THE NAVY
NAVAL FACILITIES ENGINEERING COMMAND
1322 PATTERSON AVENUE, SE, SUITE 1000
WASHINGTON NAVY YARD, DC 20374-5065

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Ser BD/ 033
MAY 06 2019

Mr. Iain S. Wood
Ship Repair Association of Hawaii
P.O. Box 29001
Honolulu, HI 96820

Dear Mr. Wood:

Subj: YOUR FREEDOM OF INFORMATION ACT (FOIA); CASE NUMBER
DON-NAVY-2019-006145

We are writing to respond to your request for "...copies of any and all documents setting forth the justification for the changing the classification of caisson maintenance and repair from ship repair to general building or facilities maintenance and repair. This request includes any statutes, regulations, rules, legal precedents, administrative decisions or other authorities relied upon to change the classification. This request also includes copies of any communications from other agencies, branches of government or third parties outside of government that may have been considered as a basis for making the change."

After a thorough search of our files, it has been determined that the Naval Facilities Engineering Command has no records responsive to your request. There are no documents relating to the change in contracting authority for repair and maintenance of the floating caissons at Pearl Harbor. Caisson(s) have always been considered a part of the drydock (a facility). Based upon NAVFAC contract authority, construction and maintenance of facilities include the drydock caisson(s). The caisson(s) have never been considered part of a ship which would require NAVSEA maintenance funding.

If you consider this to be an adverse determination, you may appeal. Since you have created an account in FOIAonline, you may submit an appeal directly within the web-based system. To do this, you would log in to your account, retrieve your original request, and then click on the "Create Appeal" tab in the left-hand column. The basic information from your request will be duplicated for you, and then you can type in the basis of your appeal. If you prefer to use regular mail, you may submit an appeal to:


The Department of the Navy
Office of the General Counsel (ATTN: FOIA APPEALS)
1000 Navy Pentagon, Room 5A532
Washington, DC 20350-1000

Your appeal, if any, must be postmarked within 90 calendar days from the date of this letter and should include a copy of your initial request, a copy of this letter, and a statement

indicating why you believe your appeal should be granted. For any further assistance and to discuss any aspect of your request, you have the right to contact the Department of the Navy FOIA Public Liaison, Mr. Christopher Julka, at christopher.a.julka@navy.mil or (703) 697-0031. Additionally, you have the right to contact the Office of Government Information Services (OGIS) to inquire about the FOIA mediation services they offer. The contact information for OGIS is: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, MD 20740-01, ogis@nara.gov; (202) 741-5770; toll free at (877) 684-6448; or facsimile at (202) 741-5769.

Further questions regarding the action this office has taken may be directed to Abby Machalec, abby.machalec@navy.mil. Please refer to your FOIA case number DON-NAVY-2019-006145 whenever corresponding about this request.

Sincerely,



P. A. POLLOCK
Chief Management Officer

Copy to:
NAVFAC (AM, 00C)